



Attorney Docket No. 20816/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

David T. Bach, et al.

RECEIVED

APPLICATION NO.: 09/845,489

GROUP ART UNIT: 1645

FEB 0'4 2002

FILED:

April 30, 2001

EXAMINER:

Unknown

TECH CENTER 1600/2900

FOR:

Micro-Array Evanescent Wave Fluorescence Detection Device

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner of Patents, Washington, D.C. 20231 on:

By: Deborah Celeste

Date

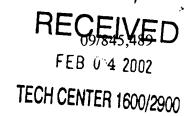
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant hereby submits a Supplemental Information Disclosure Statement for consideration by the Examiner.





I. <u>LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION</u>

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II.	COPIES	
	a. <u>X</u>	Submitted herewith is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
III.	CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)	
	a. <u>X</u>	Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto
	b	(concise explanation not required). A concise explanation of the relevance of all patents, publications or other
	c	information listed that is not in the English language is as follows: The following additional information is provided for the Examiner's consideration:

FEES

IV.	THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)		
	(check one	box)	
	a	within three months of the filing date of a national application (37 C.F.R.	
		§ 1.97(b) (1)). No fee or certification is required.	
	b	within three months of the date of entry of the national stage as set forth	
		in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee or certification is required.	
	cX	before the mailing date of a first Action on the merits (37 C.F.R. §	
		1.97(b) (3)). No fee or certification is required. In the event that a first	
		Office Action on the merits has been issued, please consider this IDS	
		under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. §	
		1.97(e)below, or, if no certification has been made, charge our deposit	
		account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).	
V.	THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):		
	(check one	box)	
	before the r	nailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. §	
	1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311		
	(See 37 C.F	F.R. § 1.97(c) (2)).	
	a	No certification; therefore, a fee in the amount of \$180.00 is required by	
		37 C.F.R § 1.17(p).	
		or	
	b.	See the certification below. No fee is required.	

VI. <u>CERTIFICATION UNDER 37 C.F.R. § 1.97(e)</u> (check <u>only</u> one box)

The undersigned hereby certifies that

	a. <u>X</u>	each item of information contained in the IDS was cited in a
		communication from a foreign Patent Office in a counterpart foreign
		application not more than three months prior to the filing of this IDS; or
	b	no item of information contained in the IDS was cited in a communication
		from a foreign Patent Office in a counterpart foreign application or, to the
		best of my knowledge after making reasonable inquiry, was known to any
		individual designated in 37 C.F.R. § 1.56(c) more than three months prior
		to the filing of this statement.
	c	Some of the items of information were cited in a communication from a
		foreign Patent Office. As to this information, the undersigned certifies
		that each item of information contained in the IDS was cited in a
		communication from a foreign Patent Office in a counterpart foreign
		application not more than three months prior to the filing of this IDS. As
		to the remaining information, the undersigned hereby certifies that no
		item of this remaining information contained in the IDS was cited in a
		communication from a foreign Patent Office in a counterpart foreign
		application or, to the best of my knowledge after making reasonable
		inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c)
		more than three months prior to the filing of this statement.
		Please charge Deposit Account No. 500369 in the amount of \$180.00 for the
		above-indicated fee. A triplicate copy of this paper is attached.
<u>X</u>	_	No fee is required.

VII. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.704(d) (PATENT TERM ADJUSTMENT)

Applies to original applications (other than design) filed on or after May 29, 2000

[]	Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.			
[X]	Enclo	Inclosed herewith is form PTO-1449:		
	[X]	Copies of the cited references are enclosed.		
	[]	Copies of cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]		
	[X]	The listed references were cited in the enclosed International Search Report in a counterpart foreign application.		
	[]	The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by: [] the explanation provided on the attached sheet [] the explanation provided in the Specification. [] submission of the enclosed International Search Report. [] the enclosed English language abstract.		

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 500369.

Date:

Respectfully submitted,

Mark M. Hofer, Esq. Registration No. 30,068

Customer No. 21710

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